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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/688,364	10/17/2003	William Freeman	15436.30.1

-022913

WORKMAN NYDEGGER (F/K/A WORKMAN NYDEGGER & SEELEY)
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CONFIRMATION NO. 2301

FORMALITIES LETTER



OC000000011803243

Date Mailed: 02/02/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

04/02/2004 HTECKLU1 00000024 10688364

FILED UNDER 37 CFR 1.53(b)

01 FC:1051

130.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Express Mailing Label No. EV443088442US

PATENT APPLICATION

Docket: 15436.30.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

William Freeman et al.

Serial No.: 10/688,364

Filed: October 17, 2003

For: MAGNETO-OPTIC VARIABLE OPTICAL
ATTENUATOR

Confirmation No.: 2301

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CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. § 1.10

I hereby certify that the following documents are being deposited with the United States Postal Service as Express mail, postage prepaid, in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 31st day of March 2004:

- Response to Notice to File Missing Parts of Application
- Declaration, Power of Attorney, and Petition
- Assignment with Form PTO-1595
- Copy of Notice to File Missing Parts of Application
- Credit Card Payment Form PTO-2038 for \$170.00
- Postcard

Respectfully submitted,

Gregory M. Taylor
Attorney for Applicants
Registration No. 34,263
Customer No. 022913



Docket: 15436.30.1

In re application of:

Art Unit

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RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application mailed February 2, 2004, please find enclosed herewith the following items for filing in the United States Patent and Trademark Office in connection with the above-identified patent application:

- | | |
|-----------|--|
| <u>x</u> | A Declaration, Power of Attorney, and Petition executed by the inventors William Freeman, Steve Wang, and Frank H. Levinson. |
| <u>x</u> | An Assignment conveying the invention to Finisar Corporation, including a Form PTO-1595 recordation cover sheet. |
| <u> </u> | The present application claims entitlement to Small Entity Status under 37 CFR §§ 1.9 and 1.27 |
| <u>x</u> | A copy of the Notice to File Missing Parts of Application |
| <u>x</u> | A Certificate of Express Mail under 37 C.F.R. § 1.10 |

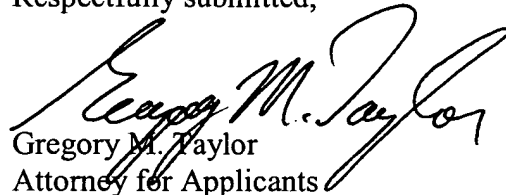
- ☒ Credit Card Payment Form PTO-2038 authorizing payment of \$170.00 to cover:
- ☒ \$130.00 surcharge fee pursuant to 37 C.F.R. § 1.16(e)
- ☒ \$40.00 for recordation fee of the enclosed assignment.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or to credit any overpayment to Deposit Account No. 23-3178. A duplicate copy of this letter is enclosed.

Please address all future correspondence in connection with this case to the attention of the undersigned.

DATED this 31st day of March 2004.

Respectfully submitted,



Gregory M. Taylor
Attorney for Applicants
Registration No. 34,263
Customer No. 022913